IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE V.V.S.RAO**

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**WRIT PETITION NO : 16310 of 2000**

Between:

Banothu Ramulamma, W/o. Late Bhikkanna, Hindu,
R/o. Koyya Rajahmundry, Buttaigudem Mandal,
West Godavari District.

**..... PETITIONER**

AND

1 The Station House Officer, Buttaigudem Police Station,
West Godavari District.
2 The Superintendent of Police,
West Godavari District. Eluru.
3 Mandal Revenue Officer,
Buttaigudem Mandal, West Godavari District.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any Writ, order or direction particularly a Writ in the nature of MANDAMUS declaring the action of the Respondents in not providing protection to the petitioner and her property is illegal, arbitrary and there by direct the Respondents 1 & 2 herein to provide protection to the petitioner and property as described in her representation dt 10-07-2000 and to pass such other order or orders as this Honourable Court may deem fit just and necessary in the circumstances of the case.

**Counsel for the Petitioner: MR.R.G.HARI PRASAD**

**Counsel for the Respondents: GP FOR HOME**

**The Court made the following :**

**THE HON'BLE SRI JUSTICE V.V.S.RAO**

WRIT PETITION NO.16310 OF 2000

**ORDER:**

The petitioner herein is resident of Koyya Rajahmundry, Buttaigudem Mandal, West Godavari District. She gave a complaint through her lawyer to respondents 1 and 3 alleging that four persons trespassed into her land and caused damage to the crop, requesting appropriate action against the trespassers. Therefore, she filed the writ petition seeking a direction to the respondents to provide protection to her and her property. By way of interim relief, she also prayed for interim direction to the respondents to consider her case for providing police aid. This Court while admitting the writ petition passed interim orders directing the respondents to consider her representation for providing protection to her.

Now a counter affidavit is filed that when the petitioner approached the Station House Officer, he advised the petitioner, and Asi Nagamma and others to approach the civil Court as the matter is purely of civil nature. After perusing the counter affidavit, this Court is convinced that the dispute between the petitioner on one hand and Asi Nagamma and others on the other hand is a civil dispute in relation to the land in Survey Nos.184, 140/1 etc. Therefore, the matter is to be resolved by civil Court and the police cannot be directed to interfere in the civil matter.

The writ petition is misconceived and is accordingly dismissed.

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(V.V.S.RAO,J)

09.06.2005.

pln

To

1. The Station House Officer, Buttaigudem Police Station,
   West Godavari District.
2 The Superintendent of Police,
   West Godavari District, Eluru.
3 Mandal Revenue Officer,
   Buttaigudem Mandal, West Godavari District.

4 2 CCs to the G.P. for Home, High Court Buildings, Hyderabad (OUT).

5 2 CD copies.